

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 61st LEGISLATURE - REGULAR SESSION

COMMITTEE ON TAXATION

Call to Order: Chairman Bob Lake, on April 7, 2009 at 9:00 A.M.,
in Room 152 Capitol

ROLL CALL

Members Present:

Rep. Bob Lake, Chairman (R)
Rep. Jill Cohenour, Vice Chairman (D)
Rep. Janna Taylor, Vice Chairman (R)
Rep. Dick Barrett (D)
Rep. Mark Blasdel (R)
Rep. Edward B. Butcher (R)
Rep. Robin Hamilton (D)
Rep. Brian Hoven (R)
Rep. Dave McAlpin (D)
Rep. Mike Miller (R)
Rep. Art Noonan (D)
Rep. JP Pomnichowski (D)
Rep. Lee Randall (R)
Rep. J. David Roundstone (D)
Rep. Jon Sonju (R)
Rep. Wayne Stahl (R)
Rep. Chas Vincent (R)
Rep. Brady Wiseman (D)

Members Excused: Rep. Wanda Grinde (D)
Rep. Mike Jopek (D)

Members Absent: None

Staff Present: Jeff Martin, Legislative Branch
Jennifer O'Loughlin, Committee Secretary

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: SB 490, 4/2/2009; SB 507, 4/2/2009

Executive Action: SB 37, SB 132, SB 244, SB 264,
SB 491

HEARING ON SB 507

Opening Statement by Sponsor:

00:01:46 Sen. Bob Story (R), SD 30, opened the hearing on
SB 507, Use of river beds.

[EXHIBIT](#)(tah76a01)

Proponents' Testimony:

00:13:42 John Bloomquist, Montana Stockgrowers Association
00:16:59 Rep. Cohenour
00:17:09 Mr. Bloomquist
00:18:48 Christalee Evans, Gallatin Association of Agricultural
Irrigators
00:23:23 John Youngberg, Montana Farm Bureau
00:25:52 Mike Murphy, Montana Resources Association

Opponents' Testimony:

00:26:58 Janet Ellis, Montana Audubon
[EXHIBIT](#)(tah76a02)

Informational Testimony:

00:31:10 Tom Schultz, Administrator, Trust Land Management,
Department of Natural Resources and Conservation

Questions from Committee Members and Responses:

00:36:25 Rep. Cohenour
00:37:15 Ms. Evans
00:38:25 Rep. Cohenour
00:38:51 Ms. Evans
00:39:04 Rep. Barrett
00:40:08 Sen. Story
00:41:53 Mr. Schultz
00:42:49 Rep. Barrett
00:43:08 Rep. Stahl
00:44:09 Rep. Cohenour
00:44:38 Ms. Evans

00:45:59 Rep. Cohenour
00:46:10 Ms. Evans
00:46:43 Rep. Cohenour
00:46:53 Ms. Evans
00:47:07 Rep. Cohenour
00:47:16 Ms. Evans
00:47:58 Chairman Lake
00:48:23 Ms. Evans
00:48:32 Rep. McAlpin
00:48:54 Sen. Story
00:49:30 Rep. McAlpin
00:49:40 Sen. Story
00:50:36 Rep. Wiseman
00:50:52 Sen. Story
00:51:43 Rep. Wiseman
00:52:03 Sen. Story
00:52:55 Rep. Wiseman
00:53:04 Sen. Story
00:54:02 Rep. Wiseman
00:54:14 Sen. Story

Closing by Sponsor:

00:55:20 Sen. Story

00:58:44 Chairman Lake closed the hearing.

HEARING ON SB 490

Opening Statement by Sponsor:

00:58:52 Sen. Roy Brown (R), SD 25, opened the hearing on
SB 490, Increase class eight business equipment tax
exemption.

EXHIBIT (tah76a03)

Proponents' Testimony:

01:06:59 Jon Bennion, Montana Chamber of Commerce; Great Falls
and Helena Chambers of Commerce; Montana Building
Industry Association
01:09:53 Riley Johnson, National Federation of Independent
Business
01:11:43 Jason Todhunter, Montana Logging Association
01:12:56 Spook Stang, Montana Motor Carriers Association
01:14:46 Jesse Luther, Montana Contractors Association
01:15:28 Jay Bodner, Montana Stockgrowers Association

Opponents' Testimony:

01:16:25 John MacDonald, City of Missoula
01:18:20 Andy Heiman, Montana Budget and Policy Center
[EXHIBIT](#) (tah76a04)

Informational Testimony:

01:20:00 Debbie Jurcich, Department of Revenue
01:20:19 Harold Blattie, Montana Association of Counties
01:22:10 Alec Hansen, Montana League of City and Towns

Questions from Committee Members and Responses:

01:24:44 Rep. Wiseman
01:25:10 Mr. Martin
01:26:14 Rep. Wiseman
01:26:45 Mr. Martin
01:27:11 Rep. Barrett
01:28:00 Mr. Martin

Closing by Sponsor:

01:28:40 Sen. Brown

01:30:23 Chairman Lake closed the hearing.

01:30:41 Recess
01:54:08 Reconvene
Rep. Hoven and Rep. Sonju did not return to the room.

EXECUTIVE ACTION ON SB 377

01:54:40 **Motion:** Rep. Taylor moved that **SB 377 BE CONCURRED IN.**

Discussion:

01:55:00 Rep. Taylor

01:55:27 Rep. Cohenour asked to delay action on SB 377 because Rep. Jopek, who was absent, had an interest in the bill.

01:55:54 Chairman Lake agreed to delay action on the bill.

EXECUTIVE ACTION ON SB 264

01:56:27 **Motion:** Rep. Taylor moved that **SB 264 BE CONCURRED IN.**

Discussion:

01:56:40 Rep. Wiseman

01:56:52 Mr. Martin

01:57:13 Rep. Barrett

01:57:53 **Vote:** Motion failed 10-10 by roll call vote with Rep. Barrett, Rep. Cohenour, Rep. Grinde, Rep. Hamilton, Rep. Jopek, Rep. McAlpin, Rep. Noonan, Rep. Pomnichowski, Rep. Roundstone, and Rep. Wiseman voting aye. Rep. Grinde, Rep. Hoven, Rep. Jopek and Rep. Sonju voted by proxy.

EXECUTIVE ACTION ON SB 132

02:00:19 **Motion:** Rep. Cohenour moved that **SB 132 BE CONCURRED IN.**

Discussion:

02:00:29 Rep. Cohenour

02:01:12 Rep. Taylor

02:01:57 Chairman Lake

02:02:13 Rep. Cohenour

02:04:08 **Vote:** Motion failed 10-10 by roll call vote with Rep. Barrett, Rep. Cohenour, Rep. Grinde, Rep. Hamilton, Rep. Jopek, Rep. McAlpin, Rep. Noonan, Rep. Pomnichowski, Rep. Roundstone, and Rep. Wiseman voting

aye. Rep. Grinde, Rep. Hoven, Rep. Jopek, and Rep. Sonju voted by proxy.

EXECUTIVE ACTION ON SB 37

02:06:20 **Motion:** Rep. Cohenour moved that **SB 37 BE CONCURRED IN.**

02:07:02 **Motion:** Rep. Barrett moved that **SB 37 BE AMENDED.**
EXHIBIT(tah76a05)

Discussion:

02:07:16 Rep. Barrett
02:09:31 Rep. Taylor
02:09:54 Rep. Barrett
02:10:22 Rep. Butcher
02:11:31 Rep. Cohenour

02:12:04 **Vote:** Motion carried 17-3 by voice vote with Rep. Blasdel, Rep. Butcher, and Rep. Sonju voting no. Rep. Grinde, Rep. Hoven, Rep. Jopek, and Rep. Sonju voted by proxy.

02:12:34 Rep. Vincent left the room.

02:12:44 **Motion:** Rep. Cohenour moved that **SB 37 BE CONCURRED IN AS AMENDED.**

Discussion:

02:12:54 Mr. Martin

02:14:21 **Motion:** Rep. Cohenour moved that **SB 37 BE AMENDED.**
EXHIBIT(tah76a06)

Discussion:

02:14:35 Mr. Martin

02:15:33 **Vote:** Motion carried unanimously by voice vote. Rep. Grinde, Rep. Hoven, Rep. Jopek and Rep. Sonju voted by proxy.

02:15:58 **Motion:** Rep. Cohenour moved that **SB 37 BE ADOPTED AS TWICE AMENDED.**

Discussion:

02:16:09 Rep. Wiseman
02:17:10 Mr. Martin
02:17:18 Rep. Wiseman
02:17:38 Mr. Martin
02:18:15 Chairman Lake
02:18:36 Rep. Hamilton
02:18:48 Rep. Cohenour

02:19:09 **Vote:** Motion failed 10-10 by roll call vote with Rep. Barrett, Rep. Cohenour, Rep. Grinde, Rep. Hamilton, Rep. Jopek, Rep. McAlpin, Rep. Noonan, Rep. Pomnichowski, Rep. Roundstone, and Rep. Wiseman voting aye. Rep. Grinde, Rep. Hoven, Rep. Jopek, Rep. Sonju, and Rep. Vincent voted by proxy.

EXECUTIVE ACTION ON SB 244

02:21:23 **Motion:** Rep. Taylor moved that **SB 244 BE CONCURRED IN.**

Discussion:

02:21:44 Mr. Martin
02:24:26 Rep. Butcher

02:25:54 **Vote:** Motion failed 10-10 by roll call vote with Rep. Blasdel, Rep. Butcher, Rep. Hoven, Rep. Lake, Rep. Miller, Rep. Randall, Rep. Sonju, Rep. Stahl, and Rep. Taylor voting aye. Rep. Grinde, Rep. Hoven, Rep. Jopek, Rep. Sonju, and Rep. Vincent voted by proxy.

02:27:00 Rep. Hoven entered the room.

EXECUTIVE ACTION ON SB 491

02:28:36 **Motion:** Rep. Taylor moved that **SB 491 BE CONCURRED IN.**

Discussion:

02:29:42 Rep. Cohenour
02:29:53 Mr. Martin
02:31:12 Rep. Taylor

02:31:31 **Motion:** Rep. Taylor moved that **SB 491 BE AMENDED.**
EXHIBIT(tah76a07)

Discussion:

02:31:20 Mr. Martin
02:32:31 Rep. Wiseman
02:32:59 Mr. Martin
02:33:43 Rep. Wiseman
02:34:07 Mr. Martin
02:34:19 Rep. Taylor
02:34:35 Mr. Martin
02:34:49 Rep. Taylor
02:34:50 Mr. Martin
02:35:02 Chairman Lake
02:35:09 Mr. Blattie, MACO
02:36:14 Chairman Lake
02:36:22 Mr. Blattie

02:37:40 **Vote:** Motion carried unanimously by voice vote. Rep. Grinde, Rep. Jopek, Rep. Sonju and Rep. Vincent voted by proxy.

02:38:04 **Motion:** Rep. Taylor moved that **SB 491 BE CONCURRED IN AS AMENDED.**

Discussion:

02:38:20 Rep. Wiseman
02:38:45 Chairman Lake

02:38:53 **Vote:** Motion carried unanimously by voice vote. Rep. Grinde, Rep. Jopek, Rep. Randall, Rep. Sonju, and Rep. Vincent voted by proxy.

02:39:24 Rep. Stahl will carry the bill.

02:40:10 Rep. Wiseman
02:40:20 Chairman Lake

ADJOURNMENT

02:41:21 Adjournment: 11:41 A.M.

Jennifer O'Loughlin, Secretary

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Additional Exhibits:

EXHIBIT (tah76a08) SB 465 Fiscal Note Analysis and Comparison

Additional Documents:

EXHIBIT ([tah76aad.pdf](#))